

Remarks

Claims 1-3, 5-11 and 29-49 are pending in this application. Claims 1-3, 5-11, 29-35, 40, 43, 44 and 46-49 have been found allowable by the Examiner. Applicant is appreciative of this finding by the Examiner.

Claims 36-38 have been rejected under 35 U.S.C. 112, second paragraph, as being indefinite. The Examiner states that Claims 36 and 38 are unclear as to which composition is applied to what substrate.

Applicant traverses the ground of rejection. One of ordinary skill in the art would easily select the correct composition for the substrate of interest. Applicant further, notes that mascara is applied to eyelashes, which is hair, and thus is not indefinite.

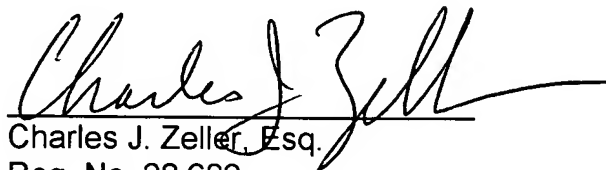
Claim 39 is rejected as indefinite under 35 U.S.C. 112, second paragraph. Specifically the phrasing "enhancing the appearance" is deemed vague.

Applicant traverses this ground of rejection. The appearance of hair is enhanced by improving the shine, the feel, and in other ways known in the art. Applicant does not regard this phrase as indefinite.

Claims 41, 42 and 45 were rejected under 35 U.S.C. 112, second paragraph, as indefinite. Again, Applicant traverses the ground of rejection the improvement is to be compared compound to untreated hair.

In light of the foregoing, Applicant believes all pending claims are allowable, and an early Notice of Allowance is earnestly solicited.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Charles J. Zeller", is written over a horizontal line.

Charles J. Zeller, Esq.
Reg. No. 28,682
Avon Products, Inc.
Avon Place
Suffern, New York 10901
Tel: 845-369-2113
Fax: 845-369-2900